

PROB 12B
(7/93)

NOV 15 2013

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SPOKANE, WASHINGTON

United States District Court

for the

Eastern District of Washington

**Request for Modifying the Conditions or Term of Supervision
with Consent of the Offender**
(Probation Form 49, Waiver of Hearing is Attached)

Name of Offender: Russell D. Bush

Case Number: 2:08CR00089-002

Name of Sentencing Judicial Officer: The Honorable Robert H. Whaley, Senior U.S. District Judge

Date of Original Sentence: February 23, 2009

Type of Supervision: Supervised Release

Original Offense: Distribution of 5 Grams or More of a Mixture or Substance Containing Cocaine Base, in the form of Crack Cocaine, 21 U.S.C. § 841(a)(1) and (b)(1)(B)(iii)

Original Sentence: Prison - 63 months
TSR - 48 months

Date Supervision Commenced: September 6, 2013

Date Supervision Expires: September 5, 2017

PETITIONING THE COURT

To modify the conditions of supervision as follows:

- 19 You shall complete a mental health evaluation and follow any treatment recommendations of the evaluating professional which do not require forced or psychotropic medication and/or inpatient confinement absent further order of the Court. You shall allow reciprocal release of information between the supervising officer and treatment provider. You shall contribute to the cost of treatment according to your ability to pay.

- 20 You shall take medications for the treatment prescribed by the licensed mental health treatment provider.

CAUSE

Recent contact with Mr. Bush suggests the above-mentioned modifications are appropriate. In an attempt to provide Federal funding, if necessary, it is requested that the Court modify the conditions of supervision to include the aforementioned conditions.

Mr. Bush was asked whether he would waive his right to a hearing and agree to the modification as previously described. As indicated by the enclosed Waiver of Hearing to Modify Conditions of Supervised Release form, Mr. Bush has agreed to the proposed modification.

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It is respectfully recommended that the attached waiver of hearing to modify conditions of supervision be adopted requiring Russell Bush to participate in a mental health evaluation, and follow any recommended treatment, to include taking any medications prescribed.

Respectfully Submitted,

by s/Tommy Rosser

Tommy Rosser
U.S. Probation Officer
Date: November 13, 2013

THE COURT ORDERS

- No Action
 The Extension of Supervision as Noted Above
 The Modification of Conditions as Noted Above
 Other



Signature of Judicial Officer

11/15/2013

Date

United States District Court

Eastern District of Washington

Waiver of Hearing to Modify Conditions of Probation/Supervised Release or Extend Term of Supervision

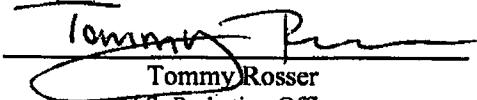
I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of Probation and Supervised Release or my period of supervision being extended. By "assistance of counsel," I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to following modification of my Conditions of Probation and Supervised Release or to the proposed extension of my term of supervision:

To modify the conditions of supervision as follows:

- 19 You shall complete a mental health evaluation and follow any treatment recommendations of the evaluating professional which do not require forced or psychotropic medication and/or inpatient confinement absent further order of the Court. You shall allow reciprocal release of information between the supervising officer and treatment provider. You shall contribute to the cost of treatment according to your ability to pay.
- 20 You shall take medications for the treatment ~~as~~ prescribed by the licensed mental health treatment provider.

Witness:


Tommy Rosser
U.S. Probation Officer

Signed: 
Russell D. Bush
Probationer or Supervised Releasee

10/31/13
Date